

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

SHANE A. AKE,

Plaintiff,

v.

CAUSE NO. 3:21-CV-709-DRL-MGG

R. KIEFFER, et al.,

Defendants.

ORDER

Shane A. Ake, a prisoner without a lawyer, filed an unsigned, and undated complaint. ECF 1. Federal Rule of Civil Procedure 11(a) requires that a complaint be signed. Because the submitted complaint is unsigned, it will be stricken, and Ake will be afforded a limited time to file a signed amended complaint.

Additionally, Ake did not pay the filing fee or move for leave to proceed *in forma pauperis*. He must take one of those two steps for the case to proceed further. If he moves for leave to proceed *in forma pauperis*, he must submit copies of his inmate trust fund ledgers for the past six months as required by 28 U.S.C. § 1915(a)(2).

For these reasons, the court:

(1) STRIKES the complaint (ECF 1);

(2) DIRECTS the clerk to place this cause number on a blank Pro Se 14 (INND Rev. 2/20) Prisoner Complaint form and a blank Prisoner Motion to Proceed In Forma Pauperis AO 240 (Rev. 7/10) (INND Rev. 8/16) and send them to the plaintiff;

- (3) GRANTS the plaintiff until October 22, 2021, to either pay the filing fee or file an *in forma pauperis* motion on the court's form, accompanied by his trust fund ledgers for the past six months, and file an amended complaint as outlined herein; and
- (4) CAUTIONS him that if he does not respond by the deadline, this case is subject to dismissal without further notice for failure to prosecute.

SO ORDERED on September 22, 2021

s/ Michael G. Gotsch, Sr.

Michael G. Gotsch, Sr.

United States Magistrate Judge